IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 16TH JULY 2007 / 25TH ASHADHA 1929

Bail Appl..No. 4212 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.3815/2007 Dated 25/06/2007
CRIME NO.127/07 OF PULIKEEZHU POLICE STATION, THIRUVALLA

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PETITIONER/ACCUSED

SANTHOSH KUMAR,
S/O SREEDHARAN, CHAKKAPPARAMBIL VEEDU,
PARUMALA, KADAPRA VILLAGE,
THIRUVALLA, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.TITUS MANI
SRI.S.SURAJ (PALATHANATHU)

RESPONDENTS: COMPLAINANT & STATE

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

2. CIRCLE INSPECTOR OF POLICE,
THIRUVALLA POLICE CIRCLE.

BY PUBLIC PROSECUTOR SRI.S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 16/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4212 OF 2007

Dated this the 16th day of July, 2007

ORDER

Application for regular bail. The petitioner is the sole accused in a crime registered, inter alia, under Secs.326 and 307 of the IPC. The alleged incident took place on 27/5/07. On account of prior animosity, the de facto complainant was allegedly attacked with an iron rod by the accused causing serious injuries on the abdomen. The de facto complainant continued in the hospital till 13/7/07 admittedly. The petitioner was arrested on 8/6/07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and appropriate

safeguards are provided and I am satisfied that the petitioner can now be directed to be released on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) This application is allowed. The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall not be released from custody on the strength of this order prior to 30/7/07. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

(ii) The petitioner shall execute a bond for Rs.50,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(iii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months from the date of his release.

(iv) The petitioner shall not enter the jurisdiction of

Pulikeezhu Police Station, Thiruvalla, for a period of two months from the date of his release except for the purpose of complying with condition No.(iii) above.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge